

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DAVID L. SCHAUER, ) 4:07CV3282  
                      )  
Plaintiff,          )  
                      )  
vs.                 ) **MEMORANDUM**  
BNSF RAILWAY COMPANY, ) **AND ORDER**  
                      )  
                      )  
Defendant.         )

The court has been advised that the parties in the above-captioned matter have reached a settlement of their claims. Accordingly,

IT IS ORDERED that:

- (1) By July 1, 2009, the parties shall file a joint stipulation for dismissal (or other dispositive stipulation) with the clerk of the court (and provide a copy to the magistrate judge and to United States District Judge Richard G. Kopf, the trial judge to whom this case is assigned), together with submitting to the trial judge a draft order which will fully dispose of the case;
- (2) Absent compliance with this order, this case (including all counterclaims and the like) may be dismissed without further notice;
- (3) This case is removed from the court's trial docket upon representation by the parties that the case has settled.

May 28, 2009.

BY THE COURT:

*s/ Richard G. Kopf*  
United States District Judge